



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: May 18, 2011

CBCA 2140

SINGLETON ENTERPRISES-GMT MECHANICAL,

Appellant,

v.

DEPARTMENT OF VETERANS AFFAIRS,

Respondent.

Wayne Singleton, Joint Venture Partner of Singleton Enterprises-GMT Mechanical, Luthersville, GA, appearing for Appellant.

Lisa M. Clark, Office of the Regional Counsel, Department of Veterans Affairs, Brecksville, OH, counsel for Respondent.

POLLACK, Board Judge.

ORDER

On April 14, 2011, the Board was notified by counsel for the Government that the parties have settled the appeal. Following that notification, the Board contacted appellant for purposes of confirming the settlement. In response, appellant filed a proposed, unsigned joint stipulation which affirms the settlement and which asks the Board to adopt the stipulation by decision. When a matter is settled, the Board's general procedure is to acknowledge the settlement and then dismiss the appeal with prejudice. The Board typically does not adopt stipulations by decision nor does it require certificates of finality, absent circumstances where funding is to be provided through the judgment fund. In this case, the Board understands that the funding is available at the agency.

Accordingly, based on representations by each party of their agreement to settle the claim, the appeal is **DISMISSED WITH PREJUDICE**.

HOWARD A. POLLACK
Board Judge